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**MINUTES**

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IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

HON. MARK E. FULLER, PRESIDING

AT MONTGOMERY, AL

DATE COMMENCED: 11/17/06

AT: 8:40 a.m.

DATE COMPLETED: 11/17/06

AT: 3:25 p.m.

UNITED STATES OF AMERICA

§

vs.

§

CR. NO. 2:05CR119-MEF

§

DON EUGENE SIEGELMAN, ET AL.

§

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GOVERNMENT

APPEARANCES:

DEFENDANT

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Louis V. Franklin, Sr.

Stephen P. Feaga

J.B. Perrine

Jennifer Garrett

Richard C. Pilger

Joseph L. Fitzpatrick, Jr.

Charles Redding Pitt - Siegelman

Vince Kilborn - Siegelman

David A. McDonald - Siegelman

Arthur W. Leach - Scrushy

Leslie Vernon Moore - Scrushy

Fred Gray, Sr. - Scrushy

Terry Butts - Scrushy

James Parkman - Scrushy

James K. Jenkins - Scrushy

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COURT OFFICIALS PRESENT:

Barbara Wells, Law Clerk

Kelli Gregg, Courtroom Clerk

Jimmy Dickens, Court Reporter

Josh Shapiro, Law Clerk

David Housholder, Law Clerk

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COURTROOM PROCEEDINGS:

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**( X ) Evidentiary Hearing Re: [467] Motion for New Trial**

8:40 a.m. - Court convenes.

Court gives instructions to counsel as to how the hearing will proceed today and what questions the Court plans on asking the witnesses.

Government objects to the questions the Court plans on asking.

Defense counsel for both defendant's ask that the Court give several additional questions to the ones planned on by the Court.

9:15 a.m. - Court is in recess.  
9:30 a.m. - Court reconvenes.  
Court gives preliminary instructions to the witnesses before testimony is taken. All witnesses are given the oath and sworn in by the Court.  
Court calls Juror #22 to testify.  
Court calls Juror #38 to testify.  
Court calls Juror #66 to testify.  
Court calls Juror #8 to testify.  
Court calls Juror #30 to testify.  
Court calls Juror #40 to testify.  
11:05 a.m. - Court is in recess.  
1:00 p.m. - Court reconvenes.  
Court calls Juror # 63 to testify.  
Court calls Juror # 29 to testify.  
Court calls Juror # 16 to testify.  
Court calls Juror # 7 to testify.  
Court calls Juror # 5 to testify.  
Court calls Juror # 68 to testify.  
Court hears oral argument from Government and Defense counsel after testimony of witnesses.  
3:25 p.m. - Court is in recess.